



City of Galena, Illinois

AGENDA

REGULAR CITY COUNCIL MEETING

MONDAY, APRIL 9, 2012

6:30 P.M. – CITY HALL 312 ½ NORTH MAIN STREET

ITEM	DESCRIPTION
12C-0133.	Call to Order by Presiding Officer
12C-0134.	Roll Call
12C-0135.	Establishment of Quorum
12C-0136.	Pledge of Allegiance
12C-0137.	Reports of Standing Committees
12C-0138.	Citizens Comments <ul style="list-style-type: none">• Not to exceed 15 minutes as an agenda item• Not more than 3 minutes per speaker• No testimony on zoning items where a public hearing has been conducted

LIQUOR COMMISSION

ITEM	DESCRIPTION	PAGE
12C-0139.	Discussion and Possible Action on Renewal of Liquor Licenses for the Period May 1, 2012 to April 30, 2013	1-3
12C-0140.	Discussion and Possible Action on a Request for a Corporation Manager Liquor License by Little Tokyo, 300 N. Main Street, for Qi Jun Zhu	4-6

CONSENT AGENDA CA-7

ITEM	DESCRIPTION	PAGE
12C-0141.	Approval of the Minutes of the March 26, 2012 City Council Meeting and the Special City Council Meeting of April 2, 2012	7-20
12C-0142.	Approval of Tour Service License Renewals for the Period May 1, 2012 to April 30, 2013	21

12C-0143.	Approval of Maifest Tour of Galena Historic Breweries to Benefit Safe Haven, May 4-6, 2012	22
12C-0144.	Approval of a Resolution Approving the Preliminary/Final Plat and Final Engineering Plans for "Timp's Subdivision – Phase II" in the City of Galena	23
12C-0145.	Approval of Request by Pulaski High School of Pulaski, Wisconsin to Perform a Free Concert in Grant Park on Friday, June 15, from 6 P.M. to 8 P.M.	24

UNFINISHED BUSINESS

None.

NEW BUSINESS

ITEM	DESCRIPTION	PAGE
12C-0146.	Discussion and Possible Action on Edibleschoolyard Project Proposal	March 26
12C-0147.	First Reading and Possible Action on an Ordinance Authorizing the Issuance of General Obligation Bonds (Alternative Revenue Source), Series 2012, of the City of Galena, Jo Daviess County, Illinois, in an Aggregate Principal Amount Not to Exceed \$350,000	25-31
12C-0148.	First Reading and Possible Action on an Ordinance Authorizing the Issuance of General Obligation Bonds (Alternative Revenue Source), Series 2012, of the City of Galena, Jo Daviess County, Illinois, in an Aggregate Principal Amount Not to Exceed \$300,000	32-38
12C-0149.	First Reading and Possible Action on an Ordinance Authorizing the Issuance of General Obligation Bonds (Alternative Revenue Source), Series 2012, of the City of Galena, Jo Daviess County, Illinois, in an Aggregate Principal Amount Not to Exceed \$350,000	39-45
12C-0150.	Warrants	46-51
12C-0151.	Alderspersons' Comments	
12C-0152.	City Administrator's Report	
12C-0153.	Mayor's Report	

12C-0154.	Motion for Executive Session Including: <ul style="list-style-type: none"> • Section 2 (c) (2) – Collective negotiating matters and deliberations concerning salary schedules • Section 2 (c) (11) – Pending, probable or imminent litigation • Section 2 (c) (21) Review of Executive Session Minutes 	
12C-0155.	Adjournment	

CALENDAR INFORMATION

BOARD/COMMITTEE	DATE	TIME	PLACE
Zoning Board of Appeals	Wed. April 11	6:30 P.M.	City Hall
City Council	Mon. April 23	6:30 P.M.	City Hall
Historic Preservation Comm.	Thurs. May 3	6:30 P.M.	City Hall

Posted: Thursday, April 5 at 4:30 p.m. Posted By: *Mary Beth Hyde*

CITY OF GALENA, ILLINOIS

312 1/2 North Main Street, Galena, Illinois 61036



Memo

To: Mayor & Council
From: Mary Beth Hyde, City Clerk
CC: Mark Moran, City Administrator
Date: April 5, 2012
Re: Liquor License Renewals

Attached please find the Liquor License Renewals for Fiscal Year 2012-2013. The applicants listed have submitted complete applications and have made payment in full. I did not receive applications from the following:

The Grape Escape
Log Cabin Restaurant & Lounge
Gobbie's

The following have submitted new manager applications:

Little Tokyo Qi Jun Zhu

All background checks have been completed and were found to be satisfactory by Jerry Westemeier, Chief of Police.

If you have any questions or would like to see the applications, please feel free to contact me.

2

Report Criteria:

License.Status = Active
License.Type = LIQUOR
Business.Status = Active

License Type	Business Classification	DBA	Location	Mangr Name
A				
LIQUOR	A	BENJAMIN'S LTD. OF GALENA	103 N. MAIN STREET	LARRY B. BLANKENBAKER
LIQUOR	A	GOLD ROOM (THE)	249 N. MAIN STREET	MONICA K. SWALLEY
LIQUOR	A	PARADISE BAR & GRILL	205 N. MAIN STREET	LINDA K. PLUYM
LIQUOR	A	VFW POST #2665	100 S. MAIN STREET	NORMA J. MONTGOMERY
LIQUOR	A	WINE STUDIO OF GALENA, INC.	209 S. MAIN STREET	JAMIE CARROLL
LIQUOR	A	THE CORNERSTONE	125 N. MAIN STREET	CATHERINE H. ROSEMAN OFF
LIQUOR	A	THE CORNERSTONE, LLP	125 N. MAIN STREET	LEHN M. DUHACK
LIQUOR	A	DILLON'S NP, LLC	701 FRANKLIN STREET	JOHN J. BROGAN
B				
LIQUOR	B	GALENA RIVER WINE & CHEESE	420 S. MAIN STREET	KENNETH A. WINGE
LIQUOR	B	KEG & CASK	11358 INDUSTRIAL DRIVE	PERRY L. MACKEY
LIQUOR	B	RON'S AMOCO SERVICE	1015 SPRING STREET	RONALD D. SPROULE
LIQUOR	B	HARTIG DRUG COMPANY #5	11002 BARTELL BLVD.	DENNIS G. WILLS
LIQUOR	B	WAL-MART SUPERCENTER #5044	10000 BARTELL BLVD.	BRIAN L. DETRICK
LIQUOR	B	R & L GAS MART	9927 HWY 20 WEST	RHONDA A. WASSON
LIQUOR	B	TAMMY'S PIGGLY WIGGLY FRESH MARKET	997 GALENA SQUARE DR.	TAMMY L. LEE
C				
LIQUOR	C	FRATERNAL ORDER OF EAGLES	235 S. MAIN STREET	CLIFFORD M. CARROLL
LIQUOR	C	GALENA ELKS	123 N. MAIN STREET	MARY J. CHAPMAN
D				
LIQUOR	D	CANNOVA'S PIZZA	247 N. MAIN STREET	STEPHEN M. FRANZ
LIQUOR	D	IRISH COTTAGE BOUTIQUE HOTEL & FRANK O'DOWD'S	9853 HWY 20 WEST	BASIL CONROY
LIQUOR	D	VINNY VANUCCHI'S	201 S. MAIN STREET	JACK F. COULTER
LIQUOR	D	LOS AZTECAS II MEXICAN RESTAURANT	975 GALENA SQUARE DRIVE	HECTOR MORAN
LIQUOR	D	EMMY LOU'S INC.	11347 OLDENBURG LANE	REBECCA A. RUCHTI
LIQUOR	D	DESOTO HOUSE HOTEL	230 S. MAIN STREET	DOMINIQUE A. CROSS
LIQUOR	D	THE CORNERSTONE RESTAURANT & LOUNGE	201 N. MAIN STREET	EMMA HOOBROOK
LIQUOR	D	STILLMAN'S INN	513 BOUTHILLIER ST.	DAVID P. ANDERSON
LIQUOR	D	STONE CREEK INN OF GALENA	940 GALENA SQUARE DRIVE	DENA J. FAIRBANKS
LIQUOR	D	PERRY STREET BRASSERIE	124 N. COMMERCE STREET	RENEE A. DOWE
LIQUOR	D	FRIED GREEN TOMATOES CO.	213 N. MAIN STREET	FRED L. BONNET
LIQUOR	D	THE CORNERSTONE	201 N. MAIN STREET	EMMA HOOBROOK
LIQUOR	D	MARKET HOUSE RESTAURANT, INC.	204 PERRY STREET	LAURA L. DUBORD
LIQUOR	D	FRITZ AND FRITES	317 N. MAIN STREET	FRED S. GRZESLO
LIQUOR	D	DURTY GURT'S	235 N. MAIN STREET	DEANNE M. LIVINGSTON
LIQUOR	D	ONE ELEVEN MAIN	111 N. MAIN STREET	JACK F. COULTER
LIQUOR	D	LITTLE TOKYO	300 N. MAIN STREET	QI JUN ZHU
LIQUOR	D	GALENA BREWING COMPANY	227 N. MAIN STREET	KATHLEEN CAMERON
LIQUOR	D	CAMPECHE RESTAURANT, INC.	230 N. COMMERCE ST.	ALEX LOPEZ
LIQUOR	D	AYALAS MEX-AMERICAN	301 N. MAIN STREET	JUAN S. DORANTES AYALA
LIQUOR	D	EMBE HOSPITALITY, INC.	233 S. MAIN STREET	MARY E. FORSBERG
LIQUOR	D	OTTO'S PLACE	100 BOUTHILLIER ST.	JOHN B. SLIMP
LIQUOR	D	RAMADA GALENA	11383 HWY. 20 WEST	MICHAEL B. SCHOLZ

License Type	Business Classification	DBA	Location	Mangr Name
H				
LIQUOR	H	GALENA CELLARS	515 S. MAIN STREET	KARAN J. LAWLOR
LIQUOR	H	MASSBACH RIDGE WINERY	117 S. MAIN STREET	PEGGY A. HARMSTON
I				
LIQUOR	I	GALENA BREWING COMPANY	227 N. MAIN STREET	KATHLEEN CAMERON
J				
LIQUOR	J	HAPPY JOE'S PIZZA & ICE CREAM	9919 US HWY 20 WEST	JIM J. CARTER
LIQUOR	J	PROCENTO'S PIZZERIA	105 FRANKLIN STREET	JACK A. EDENS
K				
LIQUOR	K	GALENA CONVENTION CENTER	900 GALENA SQUARE DRIVE	WILLIAM A. WINSLOW
L				
LIQUOR	L	FRIED GREEN TOMATOES CO. (CATERING)	213 N. MAIN STREET	FRED L. BONNET
M				
LIQUOR	M	FARMERS' GUEST HOUSE	334 SPRING STREET	DONALD/SUSAN STEFFAN
LIQUOR	M	CLORAN MANSION BED & BREAKFAST	1237 FRANKLIN ST.	CHERYL A. FARRUGIA
LIQUOR	M	THE STEAMBOAT HOUSE	605 S. PROSPECT ST.	CHARLENE A. CARLSON

Report Criteria:

License Status = Active
License License Type = LIQUOR
Business Status = Active

f

GALENA POLICE DEPARTMENT

312 N. Main Street
Galena, IL 61036-2332

Chief of Police
Gerald Westemeier

(815) 777-2131
FAX (815) 777-4736

DATE: April 4, 2012

TO: Honorable Mayor Terry Renner & City Aldermen

FROM: Chief Jerry Westemeier *JW*

RE: Liquor License Corporation Manager Application –
Qi Jun Zhu for Little Tokyo, 300 N. Main Street,
Galena, IL.

A name check of local, state, and federal criminal records reveals no information that would prohibit this applicant from holding the license for which he has applied.



City of Galena, Illinois

APPLICATION FOR MANAGER LIQUOR LICENSE

APPLICATION FEE: \$50.00

BACKGROUND CHECK FEE: \$75.00 per Background Check – All MANAGERS must be fingerprinted by the Jo Davless County Sheriff's Department or the local Sheriff's Department in the area in which the officer or director resides.

Background checks are completed by the State of Illinois Police, this process can take up to eight (8) weeks to complete. Once the results of the background checks are received from the State of Illinois Police, the Liquor License Corporation Manager Application is then placed on the next available City Council agenda for approval/denial.

Payment can be made by Check, Cash, Money Order or Credit Card; all background check fees must be paid at the time application is returned to City Hall.

PLEASE NOTE: The manager must reside within a 30 mile radius of Galena in order to qualify for a license.

Name Qi Jun Zhu Date of Birth 01/02/12

Present Address 518 Dewey Ave Galena IL 61036

Driver's License No. _____ Social Security No. _____

List of Places of Residences in the past ten (10) years (Use Back if Needed):

1. 508 Apt # South beach Galena IL 61036
2. 112 Browday St Galena IL 61036
3. _____

List all arrests and dispositions (Use Back if Needed)

1. _____
2. _____
3. _____

6

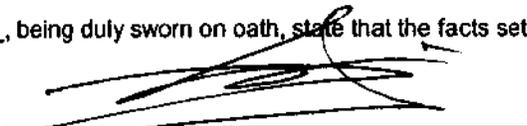
Class of Liquor License you will be managing: D

Location of Premises you will be managing: Restaurant

Name of Establishment: Little Tokyo IL LLC
(AS IT APPEARS ON THE LIQUOR LICENSE)

I HAVE NEVER BEEN CONVICTED OF A FELONY OR ANY MISDEMEANOR OPPOSED TO DECENCY AND MORALITY, AND I AM NOT DISQUALIFIED TO RECEIVE A LICENSE BY ANY REASON OF ANY MATTER OR THING CONTAINED IN THE GALENA MUNICIPAL CODE OR THE ILLINOIS LIQUOR CONTROL ACT. I WILL NOT VIOLATE ANY OF THE LAWS OF THE STATE OF ILLINOIS OR OF THE UNITED STATES IN THE CONDUCT OF MANAGING THIS PLACE OF BUSINESS. THE UNDERSIGNED FURTHER STATES THAT SHE/HE IS A PERSON OF GOOD MORAL CHARACTER AND THAT HE/SHE AGREES NOT TO VIOLATE ANY OF THE ORDINANCES OF THE CITY OF GALENA OR ANY LAWS OF THE UNITED STATES OR OF THE STATE OF ILLINOIS AND THAT IN THE EVENT ANY STATEMENT CONTAINED IN THIS APPLICATION IS NOT TRUE, ANY APPROVAL OF MANAGER MAY BE IMMEDIATELY SUSPENDED AND REVOKED.

I, Qi Jun Zhi, being duly sworn on oath, state that the facts set forth in the above application are true and correct.


(Signature of Applicant)

Subscribed and sworn to and before me this 22nd day of March, 2012.


(Notary Public)

MINUTES OF THE REGULAR CITY COUNCIL MEETING OF 26 MARCH 2012

12C-0106 – CALL TO ORDER

Mayor Terry Renner called the regular meeting to order at 6:30 p.m. in the Board Chambers at 312½ North Main Street on 26 March 2012.

12C-0107 – ROLL CALL

Upon roll call the following members were present: Cording, Fach, Greene, Lincoln, Murphy, Painter and Renner

12C-0108 – ESTABLISHMENT OF QUORUM

Mayor Terry Renner announced a quorum of Board members present to conduct city business.

12C-0109 – PLEDGE OF ALLEGIANCE

The Pledge was recited.

12C-0110 - REPORTS OF STANDING COMMITTEES

None.

12C-0111 – PUBLIC COMMENTS

Richard Forrester, President/CEO, VisitGalena.org, 614 Gear Street – Forrester spoke in support of item 12C-0122, a request by Ryan Dies for a Festival Permit to conduct the Galena Ramp Jam Skateboard Competition at Recreation Park, June 1-3, 2012. The Board of Directors of VisitGalena has unanimously agreed to be the not-for-profit sponsor of the event. Forrester reported the event will not only stimulate visitors and overnight lodging but is a real benefit as it involves several youth in the event and planning stages. Dies will be required to obtain event insurance that would indemnify the City of Galena and VisitGalena. A sponsorship is before the Special Events Committee. Forrester expects them to make a positive recommendation at the April meeting.

Judy Dixon, 1520 Field Street – Dixon addressed what she feels to be a “double standard” in town. She advised she was required to conform to the historic building standards for two properties and feels that the Westwick Foundry should also have to conform to the same standards. She urged the Council to look into this matter.

Charlotte Kennedy, 946 Irish Hollow Road – Kennedy presented her ideas for an Edibleschoolyard Project and asked the Council for their support on the project.

Jackie Dyrke, 311 Hill Street – Dyrke was opposed to allowing a Tour Operators License to operate tours in the evenings. She felt that it was an invasion of privacy and would decrease the values of property. She has noticed with past tours that tour operators have been giving incorrect information on their tours and recommended developing a testing program to make sure that the correct information is given out.

James Wirth, 121 S. High Street – Wirth voiced concern with the information being given by tour guides. He feels they shouldn't be allowed to give undocumented information and that the city should regulate the information being given. Wirth was in favor of some type of competency test for tour guides.

Amelia Roth, 20 West Apache Trail – Roth advised she has no intention of defaming any properties or giving out false information on her tours. She has had conversations with historian,

Steve Repp, to work on writing scripts and/or facts to be presented on the tours. She further noted the current trolleys are already on the streets and adding one more twice per night wouldn't change anything. Roth advised she would also like to be allowed to do vineyard tours throughout the day as well as maybe one historical tour per day.

Bill Fawell, 617 Ridge Street – Fawell voiced concern with the recent auction held by the Galena Jo Daviess County History Museum. The auction was advertised in 10 newspapers but never in the Galena Gazette. He feels this was a conscious effort on behalf of the museum to hide something they knew was wrong. Fawell recommended creating a fund to try to retrieve some of these historical items and further recommended taking a proactive approach for the resignations of the Board of Directors of the History Museum and its staff.

Ryan Dies, Galena – Dies advised he was here to bring the Galena Ramp Jam proposal to life. The idea is to have an event in Rec Park to stimulate business as well as provide an event for the youth. He advised he would be available should the Council have any questions.

Paul Brashaw, Galena – Brashaw advised he was present on behalf of item 12C-00125, the preliminary and final plat for Phase 2 of the Timp Subdivision.

PUBLIC HEARING

Motion: Greene moved, seconded by Murphy, to open the Public Hearing on the proposed 2012-13 Operating Budget for the City of Galena.

Discussion: None.

Roll Call: AYES: Fach, Greene, Lincoln, Murphy, Painter, Cording, Renner
NAYS: None

The motion carried.

12C-0112 – PUBLIC HEARING ON THE PROPOSED 2012-13 OPERATING BUDGET FOR THE CITY OF GALENA

City Attorney Nack swore in those wishing to testify.

Testimony: Eldon Glick, James Street – Glick spoke on the pending issue of the history museum funding request. Glick advised at the meeting of February 27, 2012, the City Council agreed it would be good to hear what the plans of the museum were. On March 12, 2012 the Council requested a copy of the museum budget. At the Budget Work session of March 19, there was no budget presented. He questions how the public can comment on the budget when the requested information was never received. Glick feels the City hasn't seen or heard anything proving the museum needs the money. He questioned if it was for the \$90,000 painting they purchased or if it was for a possible lawsuit for the cease and desist order they received for the name or was it for too many high salaried employees. He stated they paid \$16,500 to have someone come in to tell them what to do and how to do it. Glick referred to two articles which state the items at the museum are the property of the citizens of Galena. If this is true, this means they sold items at the auction that they didn't own and this could be actionable. Glick questions if the City wants to support an organization run such as this. He questions if the museum is trying to make the taxpayers pay their salaries. Glick stated he feels there is something radically wrong.

Stephen Coates, 304 Elk Street – Coates advised in response to last week's work session, the members of the Board of Directors of the museum talked to 18 restaurant owners to give them some information on what the museum is requesting with regard to the one-half percent tax. They were careful not to be seen as polling them. They tried to stick to letting them know about the discussions including the potential increase of the Food and Beverage Tax. They explained

to them the museum is looking for a stable source of funding and showed how they propose to employ these funds.

Nancy Breed, Executive Director, Galena History Museum – Breed distributed a handout showing what came after last week's meetings. They have talked about the possibility of the Food and Beverage Tax for funding. They listened to comments and went to the major restaurants and talked about the value of the historical society to the community. They answered questions on what the dollars would be used for. They also talked about a certification program for educational training. They would love to handle this program. Breed advised this opportunity for enhanced funding would allow the museum to make a meaningful impact on tourism and make sure everyone knows Galena history. Breed advised some of the concerns raised tonight will be addressed in the Galena Gazette.

Cording advised the Council did receive a copy of the museum budget.

Rick Pariser, 113 S. High Street – Pariser noted he has not found in the budget a detailed budget summary. He questioned if there was something such as this available to the public. He stated he has attended City Council meetings which have listed water reports, pool reports, fire reports etc. He felt the City could enhance how much information is put in the narrative to show where the money has gone and where it is going. He feels it is important to tell the governing body and the public how the money is spent and what the city intends to achieve in the budget.

Greene advised the Capital Improvement Plan does a lot of what he is asking. He recommended he get a copy of the plan.

Bill Fawell 617 Ridge Street - Fawell advised after a quick review from the museum auction, he estimates they got about 10 cents on the dollar. He feels if they would have sent the auction to Rock Island they would have received six figures. If you take what they are asking for from the City and multiply that by 8.2 times, that is the figure they would have gotten if they would have had the auction in Rock Island.

Motion: Greene moved, seconded by Murphy, to close the Public Hearing on the proposed 2012-13 Operating Budget for the City of Galena, adjourn as the City Council and reconvene as the Liquor Commission.

Discussion: None.

Roll Call: AYES: Greene, Lincoln, Murphy, Painter, Cording, Fach, Renner
NAYS: None

The motion carried.

LIQUOR COMMISSION

12C-0113 – DISCUSSION AND POSSIBLE ACTION ON AN APPLICATION FOR A CLASS M LIQUOR LICENSE BY DONALD J. STEFFAN AND SUSAN R. STEFFAN, BARBANN, INC., DBA FARMER'S GUEST HOUSE BED AND BREAKFAST, 334 SPRING STREET

Motion: Murphy moved, seconded by Greene, to approve the application for a Class M Liquor License by Donald J. Steffan and Susan R. Steffan, Barbann, Inc., DBA Farmer's Guest House Bed and Breakfast, 334 Spring Street.

Discussion: None.

Roll Call: AYES: Lincoln, Murphy, Painter, Cording, Fach, Greene, Renner
NAYS: None

The motion carried.

12C-0114 – DISCUSSION AND POSSIBLE ACTION ON AN APPLICATION FOR A CLASS D LIQUOR LICENSE BY JOEL C. HOLLAND AND GREGORY J. DUERR, GALENA MOTEL RECEIVER, INC., DBA RAMADA GALENA, 11383 HWY. 20 WEST

Motion: Murphy moved, seconded by Greene, to approve the application for a Class D Liquor License by Joel C. Holland and Gregory J. Duerr, Galena Motel Receiver, Inc., DBA Ramada Galena, 11383 Highway 20 West.

Discussion: None.

Roll Call: AYES: Murphy, Painter, Cording, Fach, Greene, Lincoln, Renner
NAYS: None

The motion carried.

12C-0115 – DISCUSSION AND POSSIBLE ACTION ON AN APPLICATION FOR A CORPORATION MANAGER'S LIQUOR LICENSE BY MICHAEL B. SCHOLZ, FOR RAMADA GALENA, 11383 HWY. 20 WEST

Motion: Murphy moved, seconded by Greene, to approve the application for a Corporation Manager's Liquor License by Michael B. Scholz for Ramada Galena, 11383 Highway 20 West.

Discussion: None.

Roll Call: AYES: Painter, Cording, Fach, Greene, Lincoln, Murphy, Renner
NAYS: None

The motion carried.

Motion: Greene moved, seconded by Murphy, to adjourn as the Liquor Commission and reconvene as the City Council.

Discussion: None.

Roll Call: AYES: Cording, Fach, Greene, Lincoln, Murphy, Painter, Renner
NAYS: None

The motion carried.

CONSENT AGENDA CA-6

12C-0116 – APPROVAL OF THE MINUTES OF THE MARCH 12, 2012 CITY COUNCIL MEETING AND THE SPECIAL CITY COUNCIL MEETING OF MARCH 19, 2012

12C-0117 – APPROVAL OF THE ANNUAL AGREEMENT WITH THE GALENA AREA EMERGENCY MEDICAL SERVICES DISTRICT FOR AMBULANCE SERVICE

12C-0118 – APPROVAL OF A CONTRACT WITH JO DAVIESS COUNTY COUNTRY FAIR CHARITIES, INC. FOR THE COUNTRY FAIR EVENT AT GRANT PARK, OCTOBER 4-7, 2012

Motion: Fach moved, seconded by Murphy, to approve Consent Agenda CA-6.

Discussion: None.

Roll Call: AYES: Fach, Greene, Lincoln, Murphy, Painter, Cording, Renner

NAYS: None

The motion carried.

UNFINISHED BUSINESS

12C-0091 – DISCUSSION AND POSSIBLE ACTION ON REQUEST BY SHAW ENTERTAINMENT GROUP, INC. FOR A REFUND OF THEIR LIQUOR LICENSE ANNUAL FEE AND ONE TIME FEE

Motion: Greene moved, seconded by Lincoln, to approve the request by Shaw Entertainment Group, Inc. for a refund of their liquor license annual fee and one-time fee.

Discussion: Painter questioned if there was going to be an ordinance change. Nack advised it would be his recommendation not to change the language in the ordinance. He advised the Council has the authority to refund the fee due to the fact that the deal never went through and the business never operated.

Roll Call: AYES: Greene, Lincoln, Murphy, Painter, Cording, Fach, Renner
NAYS: None

The motion carried.

12C-0095 – SECOND READING AND POSSIBLE APPROVAL OF AN ORDINANCE REZONING 700 SPRING STREET FROM LOW DENSITY RESIDENTIAL TO NEIGHBORHOOD COMMERCIAL

Motion: Fach moved, seconded by Painter, to approve the second reading of an ordinance rezoning 700 Spring Street from Low Density Residential to Neighborhood Commercial.

Discussion: None.

Roll Call: AYES: Lincoln, Murphy, Painter, Cording, Fach, Greene, Renner
NAYS: None

The motion carried.

12C-0097 – SECOND READING AND POSSIBLE APPROVAL OF AN ORDINANCE AMENDING CHAPTER 51 OF CODE OF ORDINANCES FOR UTILITY BILLING COLLECTION PROCEDURES

Motion: Cording moved, seconded by Painter, to approve the second reading of an ordinance amending Chapter 51 of the Code of Ordinances for Utility Billing Collection Procedures, item 12C-0097.

Discussion: Cording feels these changes make it a more fair and equitable way of collecting fees for water and sewer. The recommended changes will go into effect immediately. A question was raised as to what portion of the service line is the responsibility of the homeowner. Council was advised the current ordinance clearly states the homeowner is responsible for the service line from the main to the house.

Roll Call: AYES: Murphy, Painter, Cording, Fach, Greene, Lincoln, Renner
NAYS: None

The motion carried.

NEW BUSINESS

12C-0119 – FIRST READING OF AN ORDINANCE AMENDING SECTION 111.23 OF THE GALENA CODE OF ORDINANCES, ALCOHOLIC BEVERAGES ORDINANCE" TO CLARIFY LIQUOR LICENSE REFUNDS

Motion: Greene moved, seconded by Murphy, to take item 12C-0119 off the table.

Discussion: None.

Roll Call: AYES: Painter, Cording, Fach, Greene, Lincoln, Murphy, Renner
NAYS: None

The motion carried.

12C-0120 – FIRST READING OF AN ORDINANCE AMENDING SECTION 114 OF THE GALENA CODE OF ORDINANCES, "TOUR OPERATORS ORDINANCE" TO ADD A RESTRICTED TOUR OPERATOR LICENSE FOR TOURS BETWEEN 7:45 P.M. AND 10:00 P.M.

Motion: Greene moved, seconded by Cording, to deny the ordinance request to change the number of Tour Operator Licenses from 2 to 3.

Discussion: Greene advised he has received several calls from people who don't want a trolley in the neighborhoods in the evenings.

Fach felt the addition of this license would fill a niche we don't have. The license would only allow for two tours per night and the ordinance specifies that the noise must be kept inside the vehicle. Murphy agreed stating it fills a void for night time activity. He felt it was a good thing for downtown Galena in the evenings.

Cording agreed providing an enterprise for more entertainment for visitors is a good thing; however, she preferred to see it take place in a venue such as Turner Hall. She was opposed to the idea of vehicles in residential areas at night stating she felt it would be an infringement on homeowners.

Lincoln felt as long as the correct information is being portrayed in the right manner, he had no problem with it.

Roll Call: AYES: Cording, Greene, Painter
NAYS: Fach, Lincoln, Murphy, Renner

The motion was denied.

Motion: Murphy moved, seconded by Lincoln, to approve an ordinance amending Section 114 of the Galena Code of Ordinances, "Tour Operators Ordinance" to add a Restricted Tour Operator License for tours between 7:45 and 10:00 p.m. and waive the second reading.

Discussion: None.

Roll Call: AYES: Fach, Lincoln, Murphy, Renner
NAYS: Greene, Painter, Cording

The motion carried.

12C-0121 – DISCUSSION AND POSSIBLE ACTION ON A REQUEST BY AMELIA WILSON-ROTH FOR A TOUR SERVICE LICENSE TO OPERATE AMELIA'S GHOST TOURS

Motion: Murphy moved, seconded by Fach, to approve the request by Amelia Wilson-Roth for a restricted Tour Service License to operate Amelia's Ghost Tours and waive the second reading.

Discussion: Murphy advised the second reading is being waived due to a mix up on the part of the City. The first reading of the ordinance should have been placed on the previous agenda.

Painter asked for clarification on when Roth would be allowed to operate. Moran advised this is a restricted license which would allow for evening tours only.

Roll Call: AYES: Lincoln, Murphy, Fach, Renner
NAYS: Greene, Painter, Cording

The motion carried.

12C-0122 – DISCUSSION AND POSSIBLE ACTION ON A REQUEST BY RYAN DIES FOR A FESTIVAL PERMIT TO CONDUCT THE GALENA RAMP JAM SKATEBOARD COMPETITION AT RECREATION PARK, JUNE 1-3, 2012

Motion: Murphy moved, seconded by Painter, to approve the request by Ryan Dies for a Festival Permit to conduct the Galena Ramp Jam Skateboard Competition at Recreation Park, June 1-3, 2012.

Discussion: Painter questioned looking at the details of the park rentals if they should consider holding the event on a different weekend. She noted there are a number of pavilions rented on the 2nd and 3rd for graduation parties. Cording also favored checking to see if they would consider another weekend.

The Cornerstone will be applying for the Class E Liquor License.

Painter advised the City will want to make sure the insurance and all fees are paid prior to the event. She questioned what provisions could be made to make sure all expenses are covered.

Dies advised holding the event in May would leave them little time for advertising. He advised they left the date selection up to Richard Forrester. The intent of choosing this date was to keep the synergy going theming that time of year as "action sport" time of the year in Galena.

Roll Call: AYES: Lincoln, Murphy, Painter, Cording, Greene, Renner
NAYS: None
ABSTAIN: Fach

The motion carried.

12C-0123 – DISCUSSION AND POSSIBLE ACTION ON REQUEST BY DON CURLEY, 1001 FOURTH STREET, FOR THE CITY TO INSTALL A PROTECTIVE GUARDRAIL ON THE SOUTHWEST CORNER OF U.S. 20 AND FOURTH STREET

Motion: Painter moved, seconded by Greene, to open discussion on the request by Don Curley, 1001 Fourth Street, for the City to install a protective guardrail on the southwest corner of U.S. 20 and Fourth Street.

Discussion: None.

Roll Call: AYES: Murphy, Painter, Cording, Fach, Greene, Lincoln, Renner
NAYS: None

The motion carried.

Discussion: Painter advised she has looked at the property. Curley's main concern is with traffic coming up Highway 20 turning right on Fourth Street. Painter requested Council table this request to allow for more research on what the options might be for the cost of a guardrail and/or the cost of posts with reflectors. IDOT has offered to meet with city staff along with their design engineers; however, they will not participate in the construction and/or cost.

Motion: Painter moved, seconded by Greene, to close discussion on the request by Don Curley, 1001 Fourth Street, for the City to install a protective guardrail on the southwest corner of U.S. 20 and Fourth Street.

Discussion: None.

Roll Call: AYES: Painter, Cording, Fach, Greene, Lincoln, Murphy, Renner
NAYS: None

The motion carried.

Motion: Painter moved, seconded by Greene, to table the request by Don Curley, 1001 Fourth Street, for the City to install a protective guardrail on the southwest corner of U.S. 20 and Fourth Street pending further investigation through IDOT.

Discussion: None.

Roll Call: AYES: Cording, Fach, Greene, Lincoln, Murphy, Painter, Renner
NAYS: None

The motion carried.

12C-0124 – DISCUSSION AND POSSIBLE ACTION ON CONTRACTING WITH DARYL WATSON TO COMPLETE THE HISTORIC DISTRICT BOUNDARY SURVEY

Motion: Cording moved, seconded by Painter, to approve contracting with Daryl Watson to complete the Historic District Boundary Survey, item 12C-0123.

Discussion: Cording advised this is a small step to wrap a lot of work that has already been done. She felt Daryl Watson was very well qualified and dedicated to accuracy.

Lincoln felt this should have been done under the Ball State Survey. He was advised the Ball State Survey involved taking pictures of the houses and documenting the age. The City has received a grant for 2/3 of the cost.

Roll Call: AYES: Fach, Greene, Murphy, Painter, Cording, Renner
NAYS: Lincoln

The motion carried.

12C-0125 – DISCUSSION AND POSSIBLE ACTION ON PRELIMINARY AND FINAL PLAT FOR PHASE 2 OF THE TIMP SUBDIVISION

Motion: Greene moved, seconded by Murphy, to approve the Preliminary and Final Plat for Phase 2 of the Timp Subdivision.

Discussion: Painter questioned if they have shown any voluntary interest in complying with some of the sustainable practices recently adopted. Kieffer advised he doesn't think they have

done any of the green subdivision requirements. They are doing what currently is required for storm water and sanitary sewer.

Roll Call: AYES: Greene, Lincoln, Murphy, Painter, Cording, Fach, Renner
NAYS: None

The motion carried.

12C-0126 – DISCUSSION OF 2012-13 OPERATING BUDGET

Motion: Cording moved, seconded by Painter, to open discussion on the 2012-13 Operating Budget.

Discussion: None.

Roll Call: AYES: Lincoln, Murphy, Painter, Cording, Fach, Greene, Renner
NAYS: None

The motion carried.

Discussion: Renner recommended taking the information received tonight to the work session scheduled for Monday, April 2.

Cording stated following the first budget hearing she had the opportunity to talk with people from Hello Galena. They are concerned that there are things deteriorating on the exterior and interior of the building. Cording noted while the City doesn't own the building, a little bit more cash would make it much more pleasant and welcoming for visitors. She recommended considering putting a little more money in the budget to help refurbish the restrooms. She suggested changes in lighting, paint, tile and repairing the soffit.

Painter pointed out she thinks we are beginning to see the impact of not going for the max on the Ptel tax. The tax is being reduced by \$46,000. She urged the Council to keep this in mind the next time this comes up. The voters approved the Ptel and she feels it should go to the max. In the end it has an impact on services.

Fach appreciated the documents on the energy audit on Turner Hall. He stated he would like to put some dollar figures on some of those fixes and begin to look at energy efficiencies in the building.

Painter questioned if the City should consider going back to paid parking in the Winery Lot. Staff advised the machine would have to be repaired in order to do so. Cording agreed it should be revisited.

Lincoln was in favor of trimming the budget by 1 or 2 percent.

Motion: Cording moved, seconded by Fach, to close discussion on the 2012-13 Operating Budget, item 12C-0126.

Discussion: None.

Roll Call: AYES: Murphy, Painter, Cording, Fach, Greene, Lincoln, Renner
NAYS: None

The motion carried.

12C-00127 – WARRANTS

Motion: Murphy moved, seconded by Fach, to approve the Warrants as presented.

Discussion: None.

Roll Call: AYES: Painter, Cording, Fach, Greene, Lincoln, Murphy, Renner
NAYS: None

The motion carried.

12C-0128 – ALDERPERSONS' COMMENTS

Street Lighting – Fach noted the City is shelling out \$5,000-\$6,000 per month for street lighting. He feels the City should consider some way to cut out some of the street lights.

Turner Hall – Fach recommended earmarking the entertainment tax to Turner Hall and every year investing that amount into the hall.

Annexation Study – Fach feels the City needs some group discussion on annexation. He has a concern with raising a tax when we have properties located in town we could be deriving taxes from.

Liquor License Application – Fach recommended adding a line to the Liquor License Application which states there will be no refunds.

Emergency Lights – Greene advised the emergency lights near the hospital are working well and look good. They should help with accidents.

Turner Hall – Greene recommended leasing Turner Hall to some for \$1.00 per year and letting someone else put the repairs into it.

Tour Information – Cording stated she feels the accuracy of the information given is very important. She would be interested in pursuing this once the budget is taken care. She will contact the Historical Society to get their input on how we might get this done.

Information – Painter complimented those people who have presented various topics. It shows we have a lot of talented people doing the best they can. While it was a little bit of a paper overload, she appreciates having the information to look at.

Budget – Murphy stated that, as the budget moves forward, everybody wants something. He feels Mark Moran puts together a very well balanced budget and the Council needs to be very careful before adding things. He urged the Council to look at what is presented before changing anything.

12C-0129 – CITY ADMINISTRATOR'S REPORT

St. Lighting – Moran advised one of the items cut from the budget was the \$5,000 for the lighting study. Bradley University would have done the study. He advised if this is something the Council is serious about they should look at putting it back in the budget.

Grant Park Sign – The original plan was to try to make the repairs to the Grant Park sign this summer. Staff has decided to wait another year to give the ground more time to settle.

Open Meetings Act Training – Moran advised all elected officials are required to complete the Open Meetings Act Training. Information was presented to the Council.

12C-0130 – MAYOR’S REPORT

Renner announced Gear Street is off for another year. He agrees with getting through one more July before putting the Grant Park sign back.

11C-0131 – MOTION FOR EXECUTIVE SESSION

Motion: Murphy moved, seconded by Lincoln, to recess to Executive Session to discuss the following:

- Purchase or lease of real estate, 2 (c) (5)
- Review of Executive Session Minutes, Section 2 (c) (21)

Roll Call: AYES: Cording, Fach, Greene, Lincoln, Murphy, Painter, Renner
NAYS: None

The motion carried.

The meeting recessed at 8:05 p.m.

The meeting reconvened at 8:33 p.m.

12C-0132 - ADJOURNMENT

Motion: Murphy moved, seconded by Lincoln, to adjourn.

Discussion: None.

Roll Call: AYES: Lincoln, Murphy, Painter, Cording, Fach, Greene, Renner
NAYS: None

The motion carried.

The meeting adjourned at 8:33 p.m.

Respectfully submitted,



Mary Beth Hyde, CMC
City Clerk

MINUTES OF THE SPECIAL CITY COUNCIL MEETING OF 2 April 2012**CALL TO ORDER**

Mayor Terry Renner called the special meeting to order at 5:00 p.m. in the Board Chambers at 312½ North Main Street on 2 April 2012.

ROLL CALL

Upon roll call the following members were present: Cording, Fach, Greene, Lincoln, Painter and Renner.

Absent: Murphy

ESTABLISHMENT OF QUORUM

Mayor Terry Renner announced a quorum of Board members present to conduct city business.

PLEDGE OF ALLEGIANCE

The Pledge was recited.

PUBLIC COMMENTS

Steve Coates, 304 Elk Street – Coates stressed the need for cooperation between the Galena-Jo Daviess County Historical Society and Museum (Museum) and the city. Coates explained how the Museum has provided the city with its budget and an explanation of how city funds would be applied by the Museum. He also explained how many local restaurants had been contacted by Museum board members about the possibility of increasing the Food and Beverage Tax for Museum purposes. He explained that those restaurants contacted were generally not opposed to the tax increase.

Egon Wolff, 200 N. Bench Street – Wolff stated that he reviewed the Museum proposal and believes it is reasonable and would provide good value and benefit to the city.

BUDGET WORKSESSION**REVIEW AND DISCUSSION OF 2012-13 OPERATING BUDGET**

Mark Moran, City Administrator, gave a brief recap of the budget process and the proposed budget. Moran opened the floor for comments, potential changes and debate about the budget.

Discussion: Council discussed the following items:

Galena History Museum Funding Request - The Council discussed proposals by the Galena Art and Recreation Center (ARC) and the Museum for funding from the City of Galena as part of the budget. In response to a question from a council member, the City Attorney stated that the City has no authority to tax for private purposes. He stated that he is not aware of any statutory or constitutional authority to give money to private entities. He explained that in order to give an organization public funds the organization would need to be achieving a public purpose for the municipality. He stated that the law is relatively broad and supportive of cities, but each proposed donation to a private entity must be evaluated for public purpose and in the end may not pass judicial scrutiny.

Councilpersons Painter and Cording expressed that the Museum could provide the service of checking the historical accuracy of the tour operator's scripts. They thought this would qualify as a public service with a public purpose or benefit.

Painter asked if the City could pay for maintenance and utilities at the Museum. City Attorney Nack stated the opinion that the City could pay for the cost of utilities since the building is owned by the City.

Lincoln stated that he would like to trim the budget by 1% to 2% and not raise any taxes.

Fach stated that he somewhat liked the idea of reviewing tour scripts for accuracy. He also expressed that he believes the Museum is a service with a public purpose.

Mayor Renner stated that the City should take the \$10,000 for Museum and the \$10,000 for the ARC out of the expense column of the budget until a legal contract is in place between the City and the organizations.

Cording stated that she reviewed materials provided by the Museum that clearly show other communities supporting their museums.

Nack stated that it appears most or all of those communities are counties, Home Rule communities or communities that owned the museum.

Turner Hall

The Council reviewed the priorities and cost of energy efficiency improvements at Turner Hall.

Painter stated that the City could complete the improvements in stages.

Mayor Renner suggested that the council budget for the first five items under the heading "Work To Be Performed By Staff" and items 1, 4 and 6 under "Contracted Work". He stated this would cost \$10,000.

TURNER HALL ENERGY EFFICIENCY IMPROVEMENTS: PRIORITIES AND COSTS

PRIORITY	WORK TO BE PERFORMED BY STAFF	ITEM NO. ON REPORT	COST
1	Door Weather Stripping And Seal Door Cracks	8	\$500
2	Sensor Switches In Restrooms	6	\$500
3	Exit Signs Replaced With LED Exit Signs	7	\$3,300
4	Patch And Seal Holes Around Exterior Of Building	12	\$1,000
5	Remove and Replace Caulking Around Windows	11	\$200
SUB TOTAL			\$5,500
CONTRACTED WORK			
1	Spray Foam Insulation For Supply Ducts Of HVAC	2	\$5,000
2	Blow Cellulose Insulation To Attic Area For R-Value To 50	13	\$2,500
3	Spray Foam Insulation On Stage Ceiling/ Roof Plane	14	\$5,000
4	Circular Window At Back Stage Wall Should Be Sealed/Insulated	10	\$800
5	Storm Windows	9	\$30,000
6	Remote Access Thermostat Controls	3	\$3,000
7	Upgrade Current Heating System To A 95% Efficiency System	1	\$6,000
8	Replace Lighting System With High Efficiency System	5	\$85,000
SUB TOTAL			\$137,300
TOTAL			\$142,800

MOTION FOR EXECUTIVE SESSION

Motion: Cording moved, seconded by Fach, to recess to Executive Session to discuss the following:

- Employee hiring, firing, compensation, discipline and performance, 2 (c) (1)

Roll Call: AYES: Cording, Fach, Greene, Lincoln, Painter, Renner
NAYS: None
ABSENT: Murphy

The motion carried.

The meeting recessed at 6:25 p.m.

The meeting reconvened at 6:58 p.m.

No action was taken following executive session

ADJOURNMENT

Motion: Fach moved, seconded by Cording to adjourn.

Discussion: None.

Roll Call: AYES: Painter, Cording, Fach, Greene, Lincoln, and Renner
NAYS: None
ABSENT: Murphy

The motion carried.

The meeting adjourned at 7:00 p.m.

Respectfully submitted,

Craig Albaugh
Deputy City Clerk

CITY OF GALENA, ILLINOIS

312 1/2 North Main Street, Galena, Illinois 61036



To: Mayor & Council
From: Mary Beth Hyde, City Clerk
Date: 04/05/12
Re: Tour Operator's License

The following businesses have returned applications for a Trolley Service License for 2012/2013:

River Trails Transit Lines, Inc. -- dba Tri-State Travel

The following business has returned an application for a Horse Drawn Carriage Business License for 2012/2013:

Galena Carriage Company

The following persons have returned an application for a Tour Guide Business for 2012/2013:

Richard T. Mulcahey, Meet Galena Tours
Galena Jo Daviess County Historical Society
Steve Repp, Old Fashioned Tours of Galena

All applications are available at City Hall for inspection.

22



Galena Brewing Company,
227 North Main Street,
Galena IL 61036
815 776 9917

04/03/2012

The City Administrator,
City of Galena
312 ½ N. Main Street,
Galena, IL 61036

Dear Mark,

As we did last year, the Galena Brewery is this year looking forward to our second "Maifest" promotional event to raise funds for the no kill animal shelter, Safe Haven.

We have planned a full program of activities for Friday 4th May through Sunday 6th May at the brewery including popular live music, a special Maifest Kolsch Ale tapping, beer tastings from breweries around the nation, brewery tours, and a Safe Haven pet adoption fair.

In an effort to continue to draw attention to Galena's rich brewing history, which we see as a part of our mission, we are also planning to repeat last year's bus tours of the historic brewery sites of Galena.

There would be one tour on Friday and Sunday, and two on Saturday. The tour comprises a (20 seat bus) non-exit tour of 5 of the nine breweries of Galena which operated during the 19th century along 4th Street, Elk Street, Franklin Street, Park Avenue and Stage Coach Trail. This would be followed by entries to the old Fulton, City and Illinois breweries on Route 20 and Dodge Street, for which we have the respective owner's full co-operation. The tours would start and end at the Galena Brewery in Main Street.

All of the proceeds from the bus tours will be passed on to Safe Haven.

In pursuit of the above we respectfully seek the permission of the City to proceed with the bus tours again.

Best regards,

Warren & Kathy Bell,
Owners
Galena Brewing Company.

RESOLUTION NO. R-_-_-

A RESOLUTION APPROVING THE PRELIMINARY/FINAL PLAT AND FINAL ENGINEERING PLANS FOR "TIMP'S SUBDIVISION - PHASE II" IN THE CITY OF GALENA

WHEREAS, the Owner, Christopher & Courtney Timp, 4492 Elizabeth Scales Mound Road, Scales Mound, IL, has requested approval of the Preliminary/Final Plat and Engineering Plans for a 28 Lot – 44.38 acre Subdivision being a part of "Gary Guenther Place" and part of the Northwest Quarter of Section 21, T28N, R1E, all in Galena; and

WHEREAS, in 1992, the Owner and the City of Galena entered into a binding annexation agreement for the subdivision and development of approximately 84 acres owned by the Owner, including the aforementioned 44.38 acres; and

WHEREAS, the annexation agreement provided that the subdivision would be platted and developed in two phases; and

WHEREAS, a Final Subdivision Plat and Engineering Plans for Phase I of the development were approved by the City in 1992; and

WHEREAS, in 2012 the Owner submitted the Preliminary and Final Subdivision Plats and Engineering Plans for Phase II of the development; and

WHEREAS, at their March 26, 2012 meeting, the City Council reviewed the Owner's Preliminary/Final Plat and Final Engineering Plans for the twenty eight lot residential subdivision; and

WHEREAS, the prepared Preliminary/Final Plat and Final Engineering Plan substantially conform to the preliminary plan as adopted with the annexation agreement; and

THEREFORE BE IT RESOLVED that the Preliminary/Final Plat and Final Engineering Plans for Timp's Subdivision – Phase II in the City of Galena are hereby approved by the City Council of Galena subject to the following conditions:

1. None.

Passed this 9th day of April, A.D., 2012.

AYES:

NAYS:

ABSENT:

ABSTAIN:

Terry Renner, Mayor

ATTESTATION:

Mary Beth Hyde, City Clerk

24

Mark Moran

From: Busch, Thomas <dtbusch@pulaskischools.org>
Sent: Wednesday, March 28, 2012 9:55 AM
To: Mark Moran
Subject: Pulaski High Band Concert in Galena?

Follow Up Flag: Follow up
Flag Status: Flagged

Categories: Email Response Needed

Hello,

My name is Tom Busch and I am the band director of Pulaski H.S. in Pulaski, WI.

In June, we will be taking a summer band trip to the Tri-State area.

We would like to perform a concert at the Grant Park on Friday evening at 6 PM or so.

Previously, our band has performed in Grant Park in 2007.

We have just recently marched in our 2nd Tournament of Roses Parade in 2012 and prior to that, we performed in the Macy's Thanksgiving Day Parade in 2003 along with 2 performances in Washington DC for the National Independence Day Parade and 3 Green Bay Packer Half-Time Shows.

Thank you for considering this request.

Regards,

Tom Busch

--

Mr. D. Thomas Busch
Director of Bands - Music Department Chair
(920) 822-6828
1040 S. St. Augustine St.
Pulaski, WI
54162

CITY OF GALENA, ILLINOIS

312 1/2 North Main Street, Galena, Illinois 61036



25

MEMORANDUM

TO: Honorable Mayor Renner and City Council

FROM: Mark Moran, City Administrator *mm*

DATE: April 4, 2012

RE: Bond Refunding Schedule

At the February 13 meeting of the City Council, you selected Robert W. Baird & Co. (Baird) to serve as underwriter for the refunding of our Series 2003 Bonds. You also selected Chapman and Cutler as bond counsel for the refunding. On March 12, you approved adding three other projects to the financing to take advantage of historically low interest rates. The three projects are the Meeker Street Bridge, the Downtown Pump Station, and the Wastewater Treatment Plant PV Solar Array.

There is considerable work being performed by all parties to move to the timely sale of the bonds. The following table lists the key tasks, some of them requiring action by the mayor and council.

Table 1. Refunding Schedule

Date	Task
April 9	Adopt Authorizing Ordinances setting forth the intent to issue Alternate Bonds. One ordinance must be adopted for each of the three new projects.
April 9	Mayor executes Bond Issue Notification Act (BINA) order calling for public notice of three public hearings on the proposed financings.
May 14	BINA public hearings conducted at regular city council meeting.
May 29	Price bonds and sign bond purchase agreement.
May 29	Adopt Bond Ordinance at city council meeting.
June 11	All closing documents executed.
June 13	Delivery of bonds.

At Monday's council meeting you will be asked to review each of the three Authorizing Ordinances for financing the three new projects. These ordinances explain that the council has identified the need to undertake the specified projects and to issue bonds to finance part of each project.

In order to bring the bonds to sale as quickly as possible, I am requesting that you consider a vote to waive the second reading of each ordinance. The proposed schedule assumes the ordinances will be adopted on April 9. If the ordinances are adopted and we maintain the proposed schedule, the bond proceeds would be delivered on June 13.

Please contact me should you have any questions.

26

ORDINANCE NO. _____

AN ORDINANCE authorizing the issuance of General Obligation Bonds (Alternate Revenue Source), Series 2012, of the City of Galena, Jo Daviess County, Illinois, in an aggregate principal amount not to exceed \$350,000.

WHEREAS, the City of Galena, Jo Daviess County, Illinois (the "City"), is a duly organized and existing municipality created under the provisions of the laws of the State of Illinois, and is now operating under the provisions of the Illinois Municipal Code, as supplemented and amended (the "Code"); and

WHEREAS, the City Council of the City (the "Corporate Authorities") has heretofore determined that it is advisable, necessary and in the best interests of public health, safety and welfare, to finance a portion of the design, construction, acquisition, and installation of a new pedestrian bridge across the Galena River, together with all necessary electrical, engineering, architectural and other professional services (the "Bridge Project"); and

WHEREAS, the Corporate Authorities have heretofore, and it hereby expressly is, expressly determined that it is desirable and necessary and in the best interests of the City, its residents that the Bridge Project be undertaken (the "Alternate Bond Purpose"); and

WHEREAS, the expenses and contingencies related to the Alternate Bond Purpose include legal, financial, accounting services related to the accomplishment of the Alternate Bond Purpose and the issuance of bonds therefor; bond discount; capitalized bond interest; bond registrar, paying agent, and other related banking fees; printing and publication costs; and other miscellaneous costs; and

WHEREAS, pursuant to the provisions of the Reform Act, "Alternate Bonds" as defined in the Reform Act may be issued pursuant to "Applicable Law" as defined in the Reform Act for the Alternate Bond Purpose, as follows:

For the Alternate Bond Purpose, the City has one or more lawfully available revenue sources, being all collections distributed to the City from those taxes imposed pursuant to the Income Tax Act, as supplemented and amended, or substitute taxes therefor as provided for by the State of Illinois in the future (the "*Income Taxes*"), and, accordingly, the City is authorized to issue one or more series of Alternate Bonds for the Alternate Bond Purpose, being general obligation bonds payable from the Income Taxes, pursuant to the provisions of the Reform Act; and

WHEREAS, it is necessary and for the best interests of the City that the Alternate Bond Purpose be undertaken, and in order to raise the funds required for such purpose, it will be necessary for the City to borrow an amount not to exceed \$350,000 and in evidence thereof to issue one or more series of Alternate Bonds, being general obligation bonds payable from said revenue source, all as provided by the Reform Act, in an aggregate principal amount not to exceed \$350,000; and

WHEREAS, pursuant to and in accordance with the provisions of Section 15 of the Reform Act, the City is authorized to issue one or more series of Alternate Bonds in an aggregate principal amount not to exceed \$350,000 in order to provide funds to pay the costs of the Alternate Bond Purpose:

NOW, THEREFORE, Be It And It Is Hereby Ordained by the City Council of the City of Galena, Jo Daviess County, Illinois, as follows:

Section 1. Incorporation of Preambles. The Corporate Authorities hereby find that all of the recitals contained in the preambles to this ordinance are true, correct and complete and do incorporate them into this ordinance by this reference.

Section 2. Determination To Issue Bonds. It is necessary and in the best interests of the City to undertake the Alternate Bond Purpose for the public health, safety and welfare and convenience, all as described above, and that for the purpose of paying the costs of the Alternate Bond Purpose, there are hereby authorized to be issued and sold one or more series of Alternate Bonds, being General Obligation Bonds (Alternate Revenue Source) (being the "*Bridge Bonds*")

in the aggregate principal amount of not to exceed \$350,000 for the purpose of defraying the costs of the Alternate Bond Purpose and the expenses and contingencies related thereto.

Section 3. Publication. This ordinance, including the notice in statutory form set forth herein in Section 4 (the "Notice"), shall be published by the Corporate Authorities in the *Gazette*, being a newspaper of general circulation in the City. 200 electors, being a number of electors equal to the greater of (i) seven and one-half percent (7.5%) of the registered voters in the City or (ii) 200 of such voters, or fifteen percent (15%) of such voters, whichever is less, shall have the right to petition that the question of issuing the Bridge Bonds be submitted to referendum. The time for filing of a petition with the City Clerk is within thirty (30) days after the date of the publication of this ordinance and the Notice. If no such petition is filed, then the Bridge Bonds shall be authorized to be issued, sold and delivered by the City. A petition form shall be provided by the City Clerk to any individual requesting one.

Section 4. Notice. The Corporate Authorities hereby determine that the Notice is in the proper statutory form and is made a part hereof and notice is hereby given as follows:

**NOTICE OF INTENT TO ISSUE BONDS
AND RIGHT TO FILE PETITION**

NOTICE IS HEREBY GIVEN that pursuant to an ordinance adopted the 9th day of April, 2012 (the "*Ordinance*"), the City of Galena, Jo Daviess County, Illinois (the "*City*"), intends to issue General Obligation Bonds (Alternate Revenue Source), Series 2012 (the "*Bridge Bonds*"), in the aggregate principal amount of not to exceed \$350,000. The Bridge Bonds are to be issued to finance a portion of the design, construction, acquisition, and installation of a new pedestrian bridge across the Galena River, together with all necessary electrical, engineering, architectural and other professional services necessary, useful or advisable to effectuate such project. The Bridge Bonds shall bear interest at a rate or rates per annum not to exceed the maximum rate authorized by law at the time such Bridge Bonds (or any part thereof) are sold. The revenue source that will be used to pay the principal of and interest on the Bridge Bonds will be all collections distributed to the City from those taxes imposed pursuant to the Income Tax Act, as supplemented and amended, or substitute taxes therefor as provided for by the State of Illinois in the future (the "*Income Taxes*"). If the Income Taxes are insufficient to pay the respective Bridge Bonds, ad valorem property taxes upon all taxable property in the City without limitation

as to rate or amount are authorized to be extended to pay the principal of and interest on the Bridge Bonds.

NOTICE IS HEREBY FURTHER GIVEN that any 200 or more electors of the City (being that number which is the greater of (i) 7.5% of the registered voters in the City or (ii) 200 of such voters or 15% of such voters, whichever is less) shall have the right to petition that the question of issuing the Bridge Bonds be submitted to referendum. The time for the filing of a petition with the City Clerk is within 30 days after the date of publication of the Ordinance and this notice. If any legally sufficient petition is filed within thirty days of the publication of this notice, the question of the issuance of the Bridge Bonds as set forth in said petition shall be submitted to the electors of the City at the general election to be held on November 6, 2012. The Circuit Court may enter an order fixing a date on which a special referendum election shall be held for the submission of such question as provided in Section 2A-1.4 of the Election Code of the State of Illinois, as amended. A form of petition for such purpose is available to any individual requesting one from the office of the City Clerk.

/s/ _____
City Clerk
City of Galena
Jo Daviess County, Illinois

Section 5. Additional Ordinances. If no petition meeting the requirements of Applicable Law is filed during the petition period hereinabove referred to, then the Corporate Authorities may adopt additional ordinances or proceedings supplementing or amending this ordinance providing for the issuance and sale of the Bridge Bonds, and prescribing all the details of the Bridge Bonds, so long as the maximum aggregate principal amount of the Bridge Bonds for the Alternate Bond Purpose as set forth in this ordinance is not exceeded, and there is no material change in such purposes and as further provided in the Reform Act. Such additional ordinances or proceedings shall in all instances become effective in accordance with law. This ordinance, together with such additional ordinances or proceedings, shall constitute complete authority for the City to issue the Bridge Bonds in accordance with Applicable Law.

Section 6. Severability. If any section, paragraph, clause or provision of this ordinance shall be held invalid, the invalidity of such section, paragraph, clause or provision shall not affect any of the other provisions of this ordinance.

Section 7. *Repealer and Effective Date.* All ordinances, resolutions or orders, or parts thereof, in conflict with the provisions of this ordinance are to the extent of such conflict hereby repealed, and this ordinance shall be in full force and effect forthwith upon its adoption and approval.

AYES: _____

NAYS: _____

ABSENT: _____

Adopted this 9th day of April, 2012.

Approved this 9th day of April, 2012:

Mayor
City of Galena
Jo Daviess County, Illinois

Attest:

City Clerk
City of Galena
Jo Daviess County, Illinois

(SEAL)

PUBLISHED in the *Gazette* on April ____, 2012.

Passed by the Corporate Authorities on April 9, 2012.

RECORDED in the City Records on April 9, 2012.

Alderman _____ moved and Alderman _____ seconded the motion that said ordinance as presented and read by the City Clerk be adopted.

After a full and complete discussion thereof, including a public recital of the nature of the matter being considered and such other information as would inform the public of the business being conducted, the Mayor directed that the roll be called for a vote upon the motion to adopt the ordinance as read.

Upon the roll being called, the following Aldermen voted AYE: _____

NAY: _____

Whereupon the Mayor declared the motion carried and the ordinance adopted, and henceforth did approve and sign the same in open meeting and did direct the City Clerk to record the same in full in the records of the City of Galena, Jo Daviess County, Illinois.

Other business not pertinent to the adoption of said ordinance was duly transacted at said meeting.

Upon motion duly made and seconded, the meeting was adjourned.

City Clerk

ORDINANCE NO. _____

AN ORDINANCE authorizing the issuance of General Obligation Bonds (Alternate Revenue Source), Series 2012, of the City of Galena, Jo Daviess County, Illinois, in an aggregate principal amount not to exceed \$300,000.

WHEREAS, the City of Galena, Jo Daviess County, Illinois (the "City"), is a duly organized and existing municipality created under the provisions of the laws of the State of Illinois, and is now operating under the provisions of the Illinois Municipal Code, as supplemented and amended (the "Code"); and

WHEREAS, the City Council of the City (the "Corporate Authorities") has heretofore determined that it is advisable, necessary and in the best interests of public health, safety and welfare, to finance a portion of improvements to the downtown flood pumping system, together with all necessary electrical, engineering, architectural and other professional services (the "Flood Pumping Project"); and

WHEREAS, the Corporate Authorities have heretofore, and it hereby expressly is, expressly determined that it is desirable and necessary and in the best interests of the City, its residents that the Flood Pumping Project be undertaken (the "Alternate Bond Purpose"); and

WHEREAS, the expenses and contingencies related to the Alternate Bond Purpose include legal, financial, accounting services related to the accomplishment of the Alternate Bond Purpose and the issuance of bonds therefor; bond discount; capitalized bond interest; bond registrar, paying agent, and other related banking fees; printing and publication costs; and other miscellaneous costs; and

WHEREAS, pursuant to the provisions of the Reform Act, "Alternate Bonds" as defined in the Reform Act may be issued pursuant to "Applicable Law" as defined in the Reform Act for the Alternate Bond Purpose, as follows:

For the Alternate Bond Purpose, the City has one or more lawfully available revenue sources, being all collections distributed to the City from those taxes imposed pursuant to the Income Tax Act, as supplemented and amended, or substitute taxes therefor as provided for by the State of Illinois in the future (the "*Income Taxes*"), and, accordingly, the City is authorized to issue one or more series of Alternate Bonds for the Alternate Bond Purpose, being general obligation bonds payable from the Income Taxes, pursuant to the provisions of the Reform Act; and

WHEREAS, it is necessary and for the best interests of the City that the Alternate Bond Purpose be undertaken, and in order to raise the funds required for such purpose, it will be necessary for the City to borrow an amount not to exceed \$300,000 and in evidence thereof to issue one or more series of Alternate Bonds, being general obligation bonds payable from said revenue source, all as provided by the Reform Act, in an aggregate principal amount not to exceed \$300,000; and

WHEREAS, pursuant to and in accordance with the provisions of Section 15 of the Reform Act, the City is authorized to issue one or more series of Alternate Bonds in an aggregate principal amount not to exceed \$300,000 in order to provide funds to pay the costs of the Alternate Bond Purpose:

NOW, THEREFORE, Be It And It Is Hereby Ordained by the City Council of the City of Galena, Jo Daviess County, Illinois, as follows:

Section 1. Incorporation of Preambles. The Corporate Authorities hereby find that all of the recitals contained in the preambles to this ordinance are true, correct and complete and do incorporate them into this ordinance by this reference.

Section 2. Determination To Issue Bonds. It is necessary and in the best interests of the City to undertake the Alternate Bond Purpose for the public health, safety and welfare and convenience, all as described above, and that for the purpose of paying the costs of the Alternate Bond Purpose, there are hereby authorized to be issued and sold one or more series of Alternate Bonds, being General Obligation Bonds (Alternate Revenue Source) (being the "*Flood Pumping Bonds*") in the aggregate principal amount of not to exceed \$300,000 for the purpose of

defraying the costs of the Alternate Bond Purpose and the expenses and contingencies related thereto.

Section 3. Publication. This ordinance, including the notice in statutory form set forth herein in Section 4 (the "Notice"), shall be published by the Corporate Authorities in the *Gazette*, being a newspaper of general circulation in the City. 200 electors, being a number of electors equal to the greater of (i) seven and one-half percent (7.5%) of the registered voters in the City or (ii) 200 of such voters, or fifteen percent (15%) of such voters, whichever is less, shall have the right to petition that the question of issuing the Flood Pumping Bonds be submitted to referendum. The time for filing of a petition with the City Clerk is within thirty (30) days after the date of the publication of this ordinance and the Notice. If no such petition is filed, then the Flood Pumping Bonds shall be authorized to be issued, sold and delivered by the City. A petition form shall be provided by the City Clerk to any individual requesting one.

Section 4. Notice. The Corporate Authorities hereby determine that the Notice is in the proper statutory form and is made a part hereof and notice is hereby given as follows:

**NOTICE OF INTENT TO ISSUE BONDS
AND RIGHT TO FILE PETITION**

NOTICE IS HEREBY GIVEN that pursuant to an ordinance adopted the 9th day of April, 2012 (the "*Ordinance*"), the City of Galena, Jo Daviess County, Illinois (the "*City*"), intends to issue General Obligation Bonds (Alternate Revenue Source), Series 2012 (the "*Flood Pumping Bonds*"), in the aggregate principal amount of not to exceed \$300,000. The Flood Pumping Bonds are to be issued to finance a portion of improvements to the downtown flood pumping system, together with all necessary electrical, engineering, architectural and other professional services necessary, useful or advisable to effectuate such project. The Flood Pumping Bonds shall bear interest at a rate or rates per annum not to exceed the maximum rate authorized by law at the time such Flood Pumping Bonds (or any part thereof) are sold. The revenue source that will be used to pay the principal of and interest on the Flood Pumping Bonds will be all collections distributed to the City from those taxes imposed pursuant to the Income Tax Act, as supplemented and amended, or substitute taxes therefor as provided for by the State of Illinois in the future (the "*Income Taxes*"). If the Income Taxes are insufficient to pay the respective Flood Pumping Bonds, ad valorem property taxes upon all taxable property in the City without

limitation as to rate or amount are authorized to be extended to pay the principal of and interest on the Flood Pumping Bonds.

NOTICE IS HEREBY FURTHER GIVEN that any 200 or more electors of the City (being that number which is the greater of (i) 7.5% of the registered voters in the City or (ii) 200 of such voters or 15% of such voters, whichever is less) shall have the right to petition that the question of issuing the Flood Pumping Bonds be submitted to referendum. The time for the filing of a petition with the City Clerk is within 30 days after the date of publication of the Ordinance and this notice. If any legally sufficient petition is filed within thirty days of the publication of this notice, the question of the issuance of the Flood Pumping Bonds as set forth in said petition shall be submitted to the electors of the City at the general election to be held on November 6, 2012. The Circuit Court may enter an order fixing a date on which a special referendum election shall be held for the submission of such question as provided in Section 2A-1.4 of the Election Code of the State of Illinois, as amended. A form of petition for such purpose is available to any individual requesting one from the office of the City Clerk.

/s/

 City Clerk
 City of Galena
 Jo Daviess County, Illinois

Section 5. Additional Ordinances. If no petition meeting the requirements of Applicable Law is filed during the petition period hereinabove referred to, then the Corporate Authorities may adopt additional ordinances or proceedings supplementing or amending this ordinance providing for the issuance and sale of the Flood Pumping Bonds, and prescribing all the details of the Flood Pumping Bonds, so long as the maximum aggregate principal amount of the Flood Pumping Bonds for the Alternate Bond Purpose as set forth in this ordinance is not exceeded, and there is no material change in such purposes and as further provided in the Reform Act. Such additional ordinances or proceedings shall in all instances become effective in accordance with law. This ordinance, together with such additional ordinances or proceedings, shall constitute complete authority for the City to issue the Flood Pumping Bonds in accordance with Applicable Law.

Section 6. Severability. If any section, paragraph, clause or provision of this ordinance shall be held invalid, the invalidity of such section, paragraph, clause or provision shall not affect any of the other provisions of this ordinance.

Section 7. *Repealer and Effective Date.* All ordinances, resolutions or orders, or parts thereof, in conflict with the provisions of this ordinance are to the extent of such conflict hereby repealed, and this ordinance shall be in full force and effect forthwith upon its adoption and approval.

AYES: _____

NAYS: _____

ABSENT: _____

Adopted this 9th day of April, 2012.

Approved this 9th day of April, 2012:

Mayor
City of Galena
Jo Daviess County, Illinois

Attest:

City Clerk
City of Galena
Jo Daviess County, Illinois

(SEAL)

PUBLISHED in the *Gazette* on April ____, 2012.

Passed by the Corporate Authorities on April 9, 2012.

RECORDED in the City Records on April 9, 2012.

Alderman _____ moved and Alderman _____ seconded the motion that said ordinance as presented and read by the City Clerk be adopted.

After a full and complete discussion thereof, including a public recital of the nature of the matter being considered and such other information as would inform the public of the business being conducted, the Mayor directed that the roll be called for a vote upon the motion to adopt the ordinance as read.

Upon the roll being called, the following Aldermen voted AYE: _____

NAY: _____

Whereupon the Mayor declared the motion carried and the ordinance adopted, and henceforth did approve and sign the same in open meeting and did direct the City Clerk to record the same in full in the records of the City of Galena, Jo Daviess County, Illinois.

Other business not pertinent to the adoption of said ordinance was duly transacted at said meeting.

Upon motion duly made and seconded, the meeting was adjourned.

City Clerk

STATE OF ILLINOIS)
) SS
 COUNTY OF JO DAVIESS)

CERTIFICATION OF ORDINANCES AND MINUTES

I, the undersigned, do hereby certify that I am the duly qualified and acting City Clerk of the City of Galena, Jo Daviess County, Illinois (the "*City*"), and as such officer I am the keeper of the books, records, files, and journal of proceedings of the City and of the City Council thereof (the "*Corporate Authorities*").

I do further certify that the foregoing constitutes a full, true and complete transcript of the minutes of the legally convened meeting of the Corporate Authorities held on the 9th day of April, 2012, insofar as same relates to the adoption of an ordinance entitled:

AN ORDINANCE authorizing the issuance of General Obligation Bonds (Alternate Revenue Source), Series 2012, of the City of Galena, Jo Daviess County, Illinois, in an aggregate principal amount not to exceed \$300,000.

a true, correct and complete copy of which said ordinance as adopted at said meeting appears in the foregoing transcript of the minutes of said meeting.

I do further certify that the deliberations of the Corporate Authorities on the adoption of said ordinance were taken openly, that the votes on the adoption of said ordinance were taken openly, that said meeting was held at a specified time and place convenient to the public, that notice of said meeting was duly given to all of the news media requesting such notice, that an agenda for said meeting (the "*Agenda*") was posted at the location where said meeting was held and at the principal office of the Corporate Authorities not less than 48 hours in advance of holding said meeting and on a day which was not a Saturday, Sunday or legal holiday for Illinois municipalities, that the Agenda included a specific reference to said ordinance; that said meeting was called and held in strict accordance with the provisions of the Illinois Municipal Code, as amended, and the Open Meetings Act of the State of Illinois, as amended, and that the Corporate Authorities have complied with all of the applicable provisions of said Code and said Act and their own procedural rules in the adoption of said ordinance.

IN WITNESS WHEREOF I have hereunto affixed my official signature and the seal of the City this 9th day of April, 2012.

City Clerk, City of Galena, Jo
 Daviess County, Illinois

[SEAL] CITY CLERK TO ATTACH AGENDA

ORDINANCE NO. _____

AN ORDINANCE authorizing the issuance of General Obligation Bonds (Alternate Revenue Source), Series 2012, of the City of Galena, Jo Daviess County, Illinois, in an aggregate principal amount not to exceed \$350,000.

WHEREAS, the City of Galena, Jo Daviess County, Illinois (the "City"), is a duly organized and existing municipality created under the provisions of the laws of the State of Illinois, and is now operating under the provisions of the Illinois Municipal Code, as supplemented and amended (the "Code"); and

WHEREAS, the City Council of the City (the "Corporate Authorities") has heretofore determined that it is advisable, necessary and in the best interests of public health, safety and welfare, to finance a portion of the design, the equipment for, and the construction of a photovoltaic solar panel array to be located at the wastewater treatment facility of the City, together with all necessary electrical, engineering, architectural and other professional services (the "Solar Panel Project"); and

WHEREAS, the Corporate Authorities have heretofore, and it hereby expressly is, expressly determined that it is desirable and necessary and in the best interests of the City, its residents that the Solar Panel Project be undertaken (the "Alternate Bond Purpose"); and

WHEREAS, the expenses and contingencies related to the Alternate Bond Purpose include legal, financial, accounting services related to the accomplishment of the Alternate Bond Purpose and the issuance of bonds therefor; bond discount; capitalized bond interest; bond registrar, paying agent, and other related banking fees; printing and publication costs; and other miscellaneous costs; and

WHEREAS, pursuant to the provisions of the Reform Act, "Alternate Bonds" as defined in the Reform Act may be issued pursuant to "Applicable Law" as defined in the Reform Act for the Alternate Bond Purpose, as follows:

For the Alternate Bond Purpose, the City has one or more lawfully available revenue sources, being all collections distributed to the City from those taxes imposed pursuant to the Income Tax Act, as supplemented and amended, or substitute taxes therefor as provided for by the State of Illinois in the future (the "*Income Taxes*"), and, accordingly, the City is authorized to issue one or more series of Alternate Bonds for the Alternate Bond Purpose, being general obligation bonds payable from the Income Taxes, pursuant to the provisions of the Reform Act; and

WHEREAS, it is necessary and for the best interests of the City that the Alternate Bond Purpose be undertaken, and in order to raise the funds required for such purpose, it will be necessary for the City to borrow an amount not to exceed \$350,000 and in evidence thereof to issue one or more series of Alternate Bonds, being general obligation bonds payable from said revenue source, all as provided by the Reform Act, in an aggregate principal amount not to exceed \$350,000; and

WHEREAS, pursuant to and in accordance with the provisions of Section 15 of the Reform Act, the City is authorized to issue one or more series of Alternate Bonds in an aggregate principal amount not to exceed \$350,000 in order to provide funds to pay the costs of the Alternate Bond Purpose:

NOW, THEREFORE, Be It And It Is Hereby Ordained by the City Council of the City of Galena, Jo Daviess County, Illinois, as follows:

Section 1. Incorporation of Preambles. The Corporate Authorities hereby find that all of the recitals contained in the preambles to this ordinance are true, correct and complete and do incorporate them into this ordinance by this reference.

Section 2. Determination To Issue Bonds. It is necessary and in the best interests of the City to undertake the Alternate Bond Purpose for the public health, safety and welfare and convenience, all as described above, and that for the purpose of paying the costs of the Alternate Bond Purpose, there are hereby authorized to be issued and sold one or more series of Alternate Bonds, being General Obligation Bonds (Alternate Revenue Source) (being the "*Solar Panel Bonds*") in the aggregate principal amount of not to exceed \$350,000 for the purpose of

defraying the costs of the Alternate Bond Purpose and the expenses and contingencies related thereto.

Section 3. Publication. This ordinance, including the notice in statutory form set forth herein in Section 4 (the "Notice"), shall be published by the Corporate Authorities in the *Gazette*, being a newspaper of general circulation in the City. 200 electors, being a number of electors equal to the greater of (i) seven and one-half percent (7.5%) of the registered voters in the City or (ii) 200 of such voters, or fifteen percent (15%) of such voters, whichever is less, shall have the right to petition that the question of issuing the Solar Panel Bonds be submitted to referendum. The time for filing of a petition with the City Clerk is within thirty (30) days after the date of the publication of this ordinance and the Notice. If no such petition is filed, then the Solar Panel Bonds shall be authorized to be issued, sold and delivered by the City. A petition form shall be provided by the City Clerk to any individual requesting one.

Section 4. Notice. The Corporate Authorities hereby determine that the Notice is in the proper statutory form and is made a part hereof and notice is hereby given as follows:

**NOTICE OF INTENT TO ISSUE BONDS
AND RIGHT TO FILE PETITION**

NOTICE IS HEREBY GIVEN that pursuant to an ordinance adopted the 9th day of April, 2012 (the "*Ordinance*"), the City of Galena, Jo Daviess County, Illinois (the "*City*"), intends to issue General Obligation Bonds (Alternate Revenue Source), Series 2012 (the "*Solar Panel Bonds*"), in the aggregate principal amount of not to exceed \$350,000. The Solar Panel Bonds are to be issued to finance a portion of the design, the equipment for, and the construction of a photovoltaic solar panel array to be located at the wastewater treatment facility of the City, together with all necessary electrical, engineering, architectural and other professional services necessary, useful or advisable to effectuate such project. The Solar Panel Bonds shall bear interest at a rate or rates per annum not to exceed the maximum rate authorized by law at the time such Solar Panel Bonds (or any part thereof) are sold. The revenue source that will be used to pay the principal of and interest on the Solar Panel Bonds will be all collections distributed to the City from those taxes imposed pursuant to the Income Tax Act, as supplemented and amended, or substitute taxes therefor as provided for by the State of Illinois in the future (the "*Income Taxes*"). If the Income Taxes are insufficient to pay the respective Solar Panel Bonds, ad

42

valorem property taxes upon all taxable property in the City without limitation as to rate or amount are authorized to be extended to pay the principal of and interest on the Solar Panel Bonds.

NOTICE IS HEREBY FURTHER GIVEN that any 200 or more electors of the City (being that number which is the greater of (i) 7.5% of the registered voters in the City or (ii) 200 of such voters or 15% of such voters, whichever is less) shall have the right to petition that the question of issuing the Solar Panel Bonds be submitted to referendum. The time for the filing of a petition with the City Clerk is within 30 days after the date of publication of the Ordinance and this notice. If any legally sufficient petition is filed within thirty days of the publication of this notice, the question of the issuance of the Solar Panel Bonds as set forth in said petition shall be submitted to the electors of the City at the general election to be held on November 6, 2012. The Circuit Court may enter an order fixing a date on which a special referendum election shall be held for the submission of such question as provided in Section 2A-1.4 of the Election Code of the State of Illinois, as amended. A form of petition for such purpose is available to any individual requesting one from the office of the City Clerk.

/s/

City Clerk
City of Galena
Jo Daviess County, Illinois

Section 5. Additional Ordinances. If no petition meeting the requirements of Applicable Law is filed during the petition period hereinabove referred to, then the Corporate Authorities may adopt additional ordinances or proceedings supplementing or amending this ordinance providing for the issuance and sale of the Solar Panel Bonds, and prescribing all the details of the Solar Panel Bonds, so long as the maximum aggregate principal amount of the Solar Panel Bonds for the Alternate Bond Purpose as set forth in this ordinance is not exceeded, and there is no material change in such purposes and as further provided in the Reform Act. Such additional ordinances or proceedings shall in all instances become effective in accordance with law. This ordinance, together with such additional ordinances or proceedings, shall constitute complete authority for the City to issue the Solar Panel Bonds in accordance with Applicable Law.

Section 6. Severability. If any section, paragraph, clause or provision of this ordinance shall be held invalid, the invalidity of such section, paragraph, clause or provision shall not affect any of the other provisions of this ordinance.

Section 7. Repealer and Effective Date. All ordinances, resolutions or orders, or parts thereof, in conflict with the provisions of this ordinance are to the extent of such conflict hereby repealed, and this ordinance shall be in full force and effect forthwith upon its adoption and approval.

AYES: _____

NAYS: _____

ABSENT: _____

Adopted this 9th day of April, 2012.

Approved this 9th day of April, 2012:

Mayor
City of Galena
Jo Daviess County, Illinois

Attest:

City Clerk
City of Galena
Jo Daviess County, Illinois

(SEAL)

PUBLISHED in the *Gazette* on April ____, 2012.

Passed by the Corporate Authorities on April 9, 2012.

RECORDED in the City Records on April 9, 2012.

FF

Alderman _____ moved and Alderman _____ seconded the motion that said ordinance as presented and read by the City Clerk be adopted.

After a full and complete discussion thereof, including a public recital of the nature of the matter being considered and such other information as would inform the public of the business being conducted, the Mayor directed that the roll be called for a vote upon the motion to adopt the ordinance as read.

Upon the roll being called, the following Aldermen voted AYE: _____

NAY: _____

Whereupon the Mayor declared the motion carried and the ordinance adopted, and henceforth did approve and sign the same in open meeting and did direct the City Clerk to record the same in full in the records of the City of Galena, Jo Daviess County, Illinois.

Other business not pertinent to the adoption of said ordinance was duly transacted at said meeting.

Upon motion duly made and seconded, the meeting was adjourned.

City Clerk

STATE OF ILLINOIS)
) SS
COUNTY OF JO DAVIESS)

CERTIFICATION OF ORDINANCES AND MINUTES

I, the undersigned, do hereby certify that I am the duly qualified and acting City Clerk of the City of Galena, Jo Daviess County, Illinois (the "City"), and as such officer I am the keeper of the books, records, files, and journal of proceedings of the City and of the City Council thereof (the "Corporate Authorities").

I do further certify that the foregoing constitutes a full, true and complete transcript of the minutes of the legally convened meeting of the Corporate Authorities held on the 9th day of April, 2012, insofar as same relates to the adoption of an ordinance entitled:

AN ORDINANCE authorizing the issuance of General Obligation Bonds (Alternate Revenue Source), Series 2012, of the City of Galena, Jo Daviess County, Illinois, in an aggregate principal amount not to exceed \$350,000.

a true, correct and complete copy of which said ordinance as adopted at said meeting appears in the foregoing transcript of the minutes of said meeting.

I do further certify that the deliberations of the Corporate Authorities on the adoption of said ordinance were taken openly, that the votes on the adoption of said ordinance were taken openly, that said meeting was held at a specified time and place convenient to the public, that notice of said meeting was duly given to all of the news media requesting such notice, that an agenda for said meeting (the "Agenda") was posted at the location where said meeting was held and at the principal office of the Corporate Authorities not less than 48 hours in advance of holding said meeting and on a day which was not a Saturday, Sunday or legal holiday for Illinois municipalities, that the Agenda included a specific reference to said ordinance; that said meeting was called and held in strict accordance with the provisions of the Illinois Municipal Code, as amended, and the Open Meetings Act of the State of Illinois, as amended, and that the Corporate Authorities have complied with all of the applicable provisions of said Code and said Act and their own procedural rules in the adoption of said ordinance.

IN WITNESS WHEREOF I have hereunto affixed my official signature and the seal of the City this 9th day of April, 2012.

City Clerk, City of Galena, Jo Daviess County, Illinois

[SEAL] CITY CLERK TO ATTACH AGENDA

46

Invoice No	Vendor Name Seq Type	Vendor No Description	Inv Date	Total Cost	PO No	GL Acct
AT & T (LOCAL)						
AT & T (LOCAL)		103				
040912	1 Inv PHONE		04/09/2012	156.75		01.21.552.00
Total AT & T (LOCAL)				156.75		
BONNELL INDUSTRIES INC.						
BONNELL INDUSTRIES INC.		854				
0067739	1 Inv NEW TRUCK		04/03/2012	5,200.00		51.42.831.01
Total BONNELL INDUSTRIES INC.				5,200.00		
CONMAT, INC.						
CONMAT, INC.		1187				
77424	1 Inv CHIPS		03/21/2012	194.67		15.41.614.01
Total CONMAT, INC.				194.67		
COOKE CO., THE J. P.						
COOKE CO., THE J. P.		214				
171722	1 Inv POOL PASS TAGS		03/19/2012	175.41		59.55.511.02
Total COOKE CO., THE J. P.				175.41		
DECKER SUPPLY CO., INC.						
DECKER SUPPLY CO., INC.		867				
872752	1 Inv TRAFFIC SIGNS		03/30/2012	544.87		01.41.652.04
Total DECKER SUPPLY CO., INC.				544.87		
DIXON, R. K. CO.						
DIXON, R. K. CO.		1				
665656	1 Inv COPIES MADE		03/26/2012	219.60		01.13.579.00
Total DIXON, R. K. CO.				219.60		
DOIG, KATHLEEN						
DOIG, KATHLEEN		119339				
590954	1 Inv MARKET HOUSE RESTRC		04/03/2012	330.00		01.13.511.06
Total DOIG, KATHLEEN				330.00		
DUHACK, LEHN						
DUHACK, LEHN		119140				
032612	1 Inv TRAVEL		03/26/2012	178.75		22.22.562.00
Total DUHACK, LEHN				178.75		
FORT DEARBORN LIFE						
FORT DEARBORN LIFE		119500				
040912	1 Inv LIFE INSURANCE		04/09/2012	262.66		01.13.452.00
Total FORT DEARBORN LIFE				262.66		
GALENA AREA EME.MED. SERV						
GALENA AREA EME.MED. SERV		234				

57

Invoice No	Vendor Name Seq Type	Vendor No	Description	Inv Date	Total Cost	PO No	GL Acct
040112	1 Inv		AMBULANCE SERVICE	04/01/2012	20,574.00		01.13.543.00
Total GALENA AREA EME.MED. SERV					20,574.00		
GALENA GAZETTE							
GALENA GAZETTE 34							
00022278	1 Inv		PUBLIC NOTICE	03/18/2012	16.15		01.14.553.00
0022330	1 Inv		PUBLIC NOTICE	03/21/2012	27.55		01.16.553.00
040112	1 Inv		PUBLIC NOTICE	04/01/2012	216.35		01.14.553.00
Total GALENA GAZETTE					260.05		
GALENA LAUN. & LINEN INC.							
GALENA LAUN. & LINEN INC. 84							
040112	1 Inv		FINANCE-LAUNDRY SER ¹	04/01/2012	27.00		01.13.654.00
040112	2 Inv		FIRE DEPARTMENT	04/01/2012	42.50		22.22.538.01
040112	3 Inv		POLICE DEPARTMENT	04/01/2012	30.00		01.21.651.00
040112	4 Inv		TURNER HALL-RUG SER ¹	04/01/2012	27.00		58.54.654.01
Total GALENA LAUN. & LINEN INC.					126.50		
GALENA LUMBER CO.							
GALENA LUMBER CO. 85							
033112	1 Inv		MISC. MATERIALS	03/31/2012	25.95		01.13.511.01
033112	2 Inv		SLUDGE BARN	03/31/2012	80.87		01.41.840.01
033112	3 Inv		SLUDGE BARN	03/31/2012	387.54		01.41.840.01
Total GALENA LUMBER CO.					494.36		
GALENA PORTA-POTTY, INC							
GALENA PORTA-POTTY, INC 908							
3395	1 Inv		BIKE TRAIL/PORTA POTT	04/01/2012	211.00		17.52.579.01
Total GALENA PORTA-POTTY, INC					211.00		
GALENA STATE BANK							
GALENA STATE BANK 820							
032712	1 Inv		MAIN ST./ERP LOAN	03/27/2012	26,810.87		60.41.710.03
032712	2 Inv		MAIN ST./ERP LOAN	03/27/2012	13,880.97		60.41.720.03
Total GALENA STATE BANK					40,691.84		
GALL'S, INC.							
GALL'S, INC. 712							
512064668	1 Inv		UNIFORMS/JERRY & ALIC	03/21/2012	139.32		01.21.471.15
512066314	1 Inv		UNIFORMS/JERRY & ALIC	03/22/2012	71.16		01.21.471.15
Total GALL'S, INC.					210.48		
HOLLAND HEATING, AIR COND							
HOLLAND HEATING, AIR COND 99							
34346	1 Inv		AC ATV POOL	03/26/2012	209.84		59.55.511.02
34348	1 Inv		AC POLICE DEPARTMEN ¹	03/26/2012	100.00		01.13.511.01
34352	1 Inv		AC PUBLIC WORKS	03/26/2012	100.00		01.41.511.00
3437	1 Inv		AC CITY HALL	03/26/2012	300.00		01.13.511.01

48

Invoice No	Seq	Vendor Name Type	Description	Vendor No	Inv Date	Total Cost	PO No	GL Acct
Total HOLLAND HEATING, AIR COND						709.84		
HYDE, MARY BETH								
HYDE, MARY BETH 101								
040212	1	Inv	TRAVEL REIMBURSEMEN		04/02/2012	100.22		01.14.562.00
Total HYDE, MARY BETH						100.22		
IL DEPARTMENT OF CMS (CRF)								
IL DEPARTMENT OF CMS (CRF) 118967								
T1231140	1	Inv	IN-SQUAD COMPUTER C		03/19/2012	232.60		01.21.542.00
Total IL DEPARTMENT OF CMS (CRF)						232.60		
IL EPA-PERMIT SECTION								
IL EPA-PERMIT SECTION 1148								
032712	1	Inv	EPA PERMIT		03/27/2012	250.00		01.45.532.00
Total IL EPA-PERMIT SECTION						250.00		
IL SECRETARY STATE								
IL SECRETARY STATE 693								
032812	1	Inv	PLATES & TITLE FOR NE		03/28/2012	105.00		51.42.831.00
Total IL SECRETARY STATE						105.00		
JERRY, STEPHANIE								
JERRY, STEPHANIE 119765								
040112	1	Inv	DEPOSIT REFUND		04/01/2012	200.00		58.54.929.00
Total JERRY, STEPHANIE						200.00		
JO CARROLL ENERGY, INC.								
JO CARROLL ENERGY, INC. 397								
040912	1	Inv	ELECTRIC		04/09/2012	6,607.21		15.41.572.00
040912	2	Inv	FINANCE/ELECTRIC		04/09/2012	357.03		01.13.571.01
040912	3	Inv	POLICE/ELECTRIC		04/09/2012	456.90		01.21.571.01
040912	4	Inv	EMS/ELECTRIC		04/09/2012	107.50		12.10.571.01
040912	5	Inv	PARKS/ELECTRIC		04/09/2012	107.96		17.52.571.01
040912	6	Inv	FIRE DEPT./ELECTRIC		04/09/2012	278.45		22.22.576.01
040912	7	Inv	TURNER HALL/ELECTRIC		04/09/2012	1,151.53		58.54.571.01
040912	8	Inv	WELCOME SIGNS		04/09/2012	34.73		01.41.571.01
040912	9	Inv	FLOOD CONTROL/ELECT		04/09/2012	473.49		20.25.576.01
Total JO CARROLL ENERGY, INC.						9,574.80		
JO DAVIESS CTY HEALTH DEPT								
JO DAVIESS CTY HEALTH DEPT 121								
031912	1	Inv	B&B INSPECTIONS		03/19/2012	600.00		01.16.546.00
032312	1	Inv	B&B INSPECTIONS		03/23/2012	550.00		01.16.546.00
Total JO DAVIESS CTY HEALTH DEPT						1,150.00		
JO DAVIESS CTY SHERIFF								
JO DAVIESS CTY SHERIFF 116								

TC = Terms Code 9 = 1099 Purchase Type

Invoice No	Vendor Name Seq Type	Vendor No	Description	Inv Date	Total Cost	PO No	GL Acct
040912	1 Inv		RADIO SERVICE	04/09/2012	100.00		22.22.538.00
040912	2 Inv		CITY SHARE OF OFFICEF	04/09/2012	200.12		01.21.538.00
Total JO DAVIESS CTY SHERIFF					300.12		
KURT, ANN							
030912	1 Inv	118988	INTERVIEW TRANSCRIP1	03/09/2012	197.51		01.21.652.03
Total KURT, ANN					197.51		
LAWSON PRODUCTS, INC.							
9300705947	1 Inv	627	MISC MATERIALS	03/20/2012	103.56		17.52.514.00
9300705947	2 Inv		MISC MATERIALS	03/20/2012	58.25		01.41.562.00
9300705947	3 Inv		MISC MATERIALS	03/20/2012	12.94		01.41.652.00
Total LAWSON PRODUCTS, INC.					174.75		
LEIBOLD AUTO CENTER OF GALENA							
10693	1 Inv	943	REPAIRS/SQUAD 2	03/28/2012	441.26		01.21.513.06
Total LEIBOLD AUTO CENTER OF GALENA					441.26		
LOUIE'S TRENCHING SERVICE							
3149	1 Inv	127	SIDEWALK REPAIR	04/02/2012	2,772.00		01.41.863.07
3150	1 Inv		BIKE TRAIL REPAIR	04/02/2012	4,222.63		01.11.929.02
Total LOUIE'S TRENCHING SERVICE					6,994.63		
MCGREEVY WILLIAMS LAW OFFICE							
137252	1 Inv	119647	LEGAL EXPENSES	03/21/2012	1,894.37		01.11.549.00
Total MCGREEVY WILLIAMS LAW OFFICE					1,894.37		
MENARDS							
188	1 Inv	280	SLUDGE BARN	03/23/2012	99.00		01.41.840.01
1911	1 Inv		SLUDGE BARN	03/27/2012	49.50		01.41.840.01
99537	1 Inv		INSULATION BLOWER/SL	03/21/2012	53.35		01.41.840.01
Total MENARDS					201.85		
METLIFE SMALL BUSINESS CENTER							
040112	1 Inv	775	DENTAL/LIFE INSURANCI	04/01/2012	1,861.60		01.13.451.01
Total METLIFE SMALL BUSINESS CENTER					1,861.60		
MIDWEST BUSINESS PRODUCTS							
218396	1 Inv	38	TONER FOR COPIER	03/29/2012	13.05		01.21.512.03
218637	1 Inv		COPIER	04/03/2012	268.41		01.21.512.03

50

CITY OF GALENA

Invoice Register
Input Date(s): 03/27/2012 - 04/30/2012Page: 5
Apr 05, 2012 10:47am

Invoice No	Vendor Name Seq Type	Vendor No Description	Inv Date	Total Cost	PO No	GL Acct
Total MIDWEST BUSINESS PRODUCTS				281.46		
NAPA AUTO PARTS						
NAPA AUTO PARTS 79						
040112	1 Inv	MISC. PARTS	04/01/2012	222.78		20.25.513.00
Total NAPA AUTO PARTS				222.78		
NICOR						
NICOR 151						
040112	1 Inv	PUBLIC WORKS/GAS	04/01/2012	108.63		01.41.571.05
Total NICOR				108.63		
NICOR (F)						
NICOR (F) 118924						
040112	1 Inv	POOL/GAS	04/01/2012	188.36		59.55.571.02
040112	2 Inv	MARKET HOUSE RESTRC	04/01/2012	93.54		01.13.511.06
Total NICOR (F)				281.90		
O'HERRON CO.INC., RAY						
O'HERRON CO.INC., RAY 548						
1207760	1 Inv	UNIFORMS/TASER HOLDS	03/26/2012	189.28		01.21.471.15
Total O'HERRON CO.INC., RAY				189.28		
ORKIN PEST CONTROL						
ORKIN PEST CONTROL 574						
040112	1 Inv	PEST CONTROL SERVICE	04/01/2012	66.23		01.13.511.01
Total ORKIN PEST CONTROL				66.23		
SHAW, STEVEN F.						
SHAW, STEVEN F. 119764						
040112	1 Inv	REFUND LIQUOR FEES	04/01/2012	6,281.25		01.11.912.00
Total SHAW, STEVEN F.				6,281.25		
SOAT, TIM						
SOAT, TIM 119558						
040112	1 Inv	MOWING	04/01/2012	30.00		51.42.929.00
Total SOAT, TIM				30.00		
TRI-STATE SCREEN PRINTING						
TRI-STATE SCREEN PRINTING 119187						
8480	1 Inv	BOOTS/CLOTHING	03/16/2012	49.25		01.41.471.09
Total TRI-STATE SCREEN PRINTING				49.25		
UNIFORM DEN EAST, INC.						
UNIFORM DEN EAST, INC. 119474						
24791	1 Inv	MISC. UNIFORM ACCESS	03/21/2012	176.92		01.21.471.15
24819	1 Inv	UNIFORMS/ALICIA	03/23/2012	58.58		01.21.471.15

TC = Terms Code 9 = 1099 Purchase Type

Invoice No	Seq	Vendor Name Type	Description	Vendor No	Inv Date	Total Cost	PO No	GL Acct
Total UNIFORM DEN EAST, INC.						235.50		
US CELLULAR								
US CELLULAR 92								
040112	1	Inv	PUBLIC WORKS/CELL PH		04/01/2012	33.88		01.41.552.00
040112	2	Inv	ADMIN/CELL PHONE		04/01/2012	69.82		01.11.552.00
040112	3	Inv	FIRE DEPT./CELL PHONE		04/01/2012	67.75		22.22.552.00
040112	4	Inv	POLICE/CELL PHONES		04/01/2012	67.75		01.21.552.01
Total US CELLULAR						239.20		
WERNER, TERRY								
WERNER, TERRY 1056								
032612	1	Inv	TRAVEL REIMBURSEMENT		03/26/2012	178.75		22.22.562.00
Total WERNER, TERRY						178.75		
WHITE, JUDY								
WHITE, JUDY 1204								
040112	1	Inv	JANITOR SERVICES		04/01/2012	110.00		01.41.511.01
Total WHITE, JUDY						110.00		
WIZARD COMPUTERS INC								
WIZARD COMPUTERS INC 666								
12378	1	Inv	COMPUTER MAINTENANCE		03/20/2012	310.00		01.46.830.01
Total WIZARD COMPUTERS INC						310.00		
WSG INC., DBA R & L GAS MART								
WSG INC., DBA R & L GAS MART 119503								
033112	1	Inv	FUEL		03/31/2012	381.18		01.41.655.00
Total WSG INC., DBA R & L GAS MART						381.18		
Grand Total:						103,184.90		

Vendor Number Hash: 1689091
 Vendor Number Hash - Split: 1814079
 Total Number of Invoices: 59
 Total Number of Transactions: 80

Terms Description	Invoice Amt	Net Inv Amt
Open Terms	103,184.90	103,184.90
	103,184.90	103,184.90